

REMARKS

In the Office Action of 10/04/04, the Examiner has asserted that restriction to one of the following inventions is required under 35 U.S.C. 121:

- I. Claims 1-13 and 18-30, drawn to an implantable device having a magnetic field sensor and a sensor responsive controller, classified in class 607, subclass 2.
- II. Claims 14-17 drawn to a method of operating an implantable device, classified in class 128, subclass 898.
- III. Claims 31-34, drawn to a programmer, classified in class 607, subclass 60.

Applicants elect to proceed with the claims of Invention I and cancel the claims of Inventions II and III with traverse, i.e., claims 14-17 and 31-34 are canceled herein. Additionally, claims 2 and 19 are amended to fix an inconsistency encountered during review of the application. Following this amendment, claims 1-13 and 18-30 are pending.

If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at the Los Angeles, California telephone number (661) 702-6700 to discuss the steps necessary for placing the application in condition for allowance.

Respectfully submitted,

10/5/04
Date

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